

Town of Odessa

MINUTES FROM THE REGULAR TOWN MEETING OF MAYOR AND COUNCIL MONDAY, MAY 4, 2009 - 7:00 PM OLD ACADEMY BUILDING

Those present at 7:00 PM:

Mayor Kathy Harvey
Council Member Bob Grove
Council Member Betts Jackson
Council Member Lindsay Rice

Jeff Gluecks absence will be covered in the correspondence portion of the minutes

Secretary Barbara Roberts

2 community members, Transcript, Delaware State Police

I. Call to Order and Pledge of Allegiance- The meeting was called to order at 7:00 PM.

II. Roll Call

III. Delaware State Police Report- Lt. Logan

- a. Lt. Logan reported that because of some technical difficulties he did not have a printed report for this meeting and he would try to forward a report when it became available. He asked Council if there were any issues he needed to address. John Freeman stated that sheds in the area had been broken into. Lt. Logan said he would check into the incidents, and was aware there had been an increase in that type of break-in. He reminded Council and members of the community to keep shed and garage doors locked and outdoor areas well lit. Bushes around access doors and windows should be pruned back. Mayor Harvey also noted that some businesses in the area had installed cameras to help them monitor security.

Action: A notice will be posted to the community to keep shed, garage and all outdoor areas well lit & locked.

IV. Approval of Minutes

- a. Regular Meeting Mayor and Council 4/6/09

**MOTION BY BOB GROVE, SECONDED BY LINDSAY RICE:
TO ACCEPT THE MINUTES FROM THE 4/6/09 REGULAR
MEETING OF MAYOR AND COUNCIL**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- b. Budget Workshop 4/20/09

MOTION BY BETTS JACKSON, SECONDED BY BOB GROVE: TO ACCEPT THE MINUTES FROM THE 4/20/09 BUDGET WORKSHOP

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

V. Correspondence

- a. A resignation letter (email) was received from Jeff Glueck on Tuesday April 28, 2009, stating that with his impending move out of state and his continued travel requirements for work he would be resigning his Council seat. Attached hereto as attachment A.
- b. Mayor Harvey asked John Freeman if he might be interested in filling the position.
- c. Filing the vacant council seat will be added to next months agenda

VI. Treasurer's Report – Council reviewed reports from February and April. The March report was voted on at the April meeting. Attached hereto as attachment B & C

- a. There was a lengthy discussion on the timing of reports containing interest information and looking into other financial institutions for the current Merrill Lynch Transfer Fund & the Municipal Street Aid Fund.
- b. Mayor Harvey also noted that she had attended the League of Local Governments dinner where the Governor spoke. The Mayor anticipates the possibility that municipalities may lose ½ percent on the reality transfer tax and up to 30% off of Municipal Street Aid.

MOTION BY BOB GROVE, SECONDED BY BETTS JACKSON: TO ACCEPT THE FEBRUARY 28, 2009 TREASURERS REPORT

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

MOTION BY BOB GROVE, SECONDED BY BETTS JACKSON: TO ACCEPT THE APRIL 30, 2009 TREASURERS REPORT, PENDING THE POSTING OF THE INTEREST IN THE TWO MERRILL LYNCH ACCOUNTS.

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

Action: Mayor Harvey asked Bob Grove and Lindsay Rice to research investment accounts for Council to consider.

VII. Commission Reports

- a. Historic – No April Meeting
- b. Planning – No April Meeting
- c. Trees – Meeting on 3/17/09, minutes from March 17th meeting, attached hereto as attachment D

VIII. Appointments, attached hereto as attachment E

- a. Treasurer-no appointee
- b. Planning Commission-(1) Joan Mason
- c. Historic Commission-(2) Carla Pyle & 1 open position
- d. Board of Adjustments - (2) Red Mason and June Anderson
- e. Tree Commission - (2) Charlie Dunham, Neeka Grove & 1 open position
- f. Zoning Administrator & Building Inspector – Remington, Vernick & Beach
- g. Town Secretary – Barbara Roberts
- h. Town Solicitor – Schmittinger & Rodriquez (attorney Kathryn Garrison)

**MOTION BY LINDSAY RICE, SECONDED BY BOB GROVE:
TO APPROVE THE APPOINTMENTS IN THE ABOVE
LISTED POSITIONS**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

Action: Names and positions will be posted.

IX. Old Business - None

X. New Business

- a. FY2009-2010 Budget Review & Approval, attached hereto as attachment F, noting trash collection costs will increase \$5.00 a year. A formal Trash Collection Policy has been developed, clarifying that everyone owning property in Odessa will be assessed for trash collection. Attached hereto as attachment G

**MOTION BY BETTS JACKSON, SECONDED BY LINDSAY
RICE: TO APPROVE THE BUDGET FOR FY2009-2010 FOR
THE TOWN OF ODESSA**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

Action: New Trash Collection Policy will be posted.

**MOTION BY BETTS JACKSON, SECONDED BY BOB
GROVE TO ACCEPT THE NEW TRASH COLLECTION
POLICY.**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

MOTION BY BETTS JACKSON, SECONDED BY LINDSAY RICE: TO CLARIFY FROM THE BUDGET WORKSHOP TO DIRECT THE TOWN CLERK TO ASSESS THE 5% ON UNPAID BALANCE

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- b. Resolution 2009-06 Set the Tax Rate FY2009-2010, attached hereto as attachment H

MOTION BY LINDSAY RICE, SECONDED BY BOB GROVE: TO APPROVE RESOLUTION 2009-6, SETTING THE TAX RATE FOR FY2009-2010

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- c. Resolution 2009-07 To set the Secretary's Salary, attached hereto as attachment I.

MOTION BY BETTS JACKSON, SECONDED BY BOB GROVE: TO SET THE SECRETARY'S SALARY FOR FY2009-2010

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- d. Approval of Pony Rides in Memorial Park on May 20, 21, 22 for Green Acres Preschool
 - i. Green Acres will supply an insurance certificate and cover the costs of 4 additional trash containers.

MOTION BY BOB GROVE, SECONDED BY LINDSAY RICE: TO APPROVE PONY RIDES ON MAY 20, 21, 22 FOR GREEN ACRES PRESCHOOL

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- e. Resolution 2009-08, to adopt building inspection and permit fees (amending resolution 2008-07). Attached hereto as attachment J

MOTION BY BOB GROVE, SECONDED BY LINDSAY RICE: TO ADOPT BUILDING INSPECTION AND PERMIT FEES (AMENDING RESOLUTION 2008-7) FOR FY2009-2010

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- f. Approve the contract for Zoning & Building Permit Services, Attached hereto as attachment K.

**MOTION BY BOB GROVE, SECONDED BY LINDSAY RICE:
TO APPROVE THE CONTRACT WITH REMINGTON,
VERNICK & BEACH TO PERFORM ZONING AND
BUILDING PERMIT SERVICES FOR THE TOWN OF ODESSA**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

- g. Resolution 2009-9 to establish the Schedule of Fees (amending resolution 2008-2). Attached hereto as attachment L

**MOTION BY BETTS JACKSON, SECONDED BY BOB
GROVE: TO APPROVE RESOLUTION 2009-9
ESTABLISHING THE SCHEDULE OF FEES FOR THE
TOWN OF ODESSA (AMENDING RESOLUTION 2008-2) FOR
FY2009-10**

MOTION CARRIED. VOTE: 4 AYE, 0 NAY

XI. Next Meeting's Date and Time:

- a. Next meeting's date and time will be 6/1/09 at 7:00 pm

XII. Adjournment

- a. Bob Grove noted for the record that his office had been retained by A-Del Construction for design services on the property known as the "Henry property", behind High Street.
- b. Mayor Harvey went on record as stating that Bob's involvement with this project made her uncomfortable because he was now a paid contractor for the developer and it immediately removed him as a Councilman from voting on anything involving the project and might give the impression of a conflict of interest.

The meeting adjourned at 8:05 PM.

Minutes Submitted: 5/14/09
Date

Secretary

Approved: _____
j:agenda&minutes/2009